

**MINUTES OF THE HELPER CITY COUNCIL MEETING**

**Thursday, December 3, 2009**

**6:00 p.m.**

**Helper Auditorium**

**Council Chambers**

**19 South Main**

**Helper, Utah 84526**

**ATTENDANCE:**

Mayor Mike R. Dalpiaz

**City Staff**

**Council Members:**

Kirk Mascaro (Absent Excused)

Chris Pugliese

Robert Bradley

Dean Armstrong

Brandon Wise

City Recorder Jona Skerl

Chief Trent Anderson

City Attorney Gene Strate

Public Works Orlando Ochoa

Citizens: Collin McRann, Gary Harwood, Summer McBride, Mike James, Bob & Joy Bennett, Tom Montoya, Rhiannon Bradley, George Deeter, Austin Baker, Niles Hacking, Chris Sweeney,.

The regular meeting of the Helper City Council was called to order by Mayor Dalpiaz at 6:00.

**APPROVAL OF MINUTES November 19, 2009.**

Council Member Bradley moved to approve the minutes of November 19, 2009.

Council Member Wise seconded the motion. Motion Carried. Pugliese, Bradley and Wise voting yes. Council Member Armstrong was not present for this vote.

**HELPER JR HIGH STUDENT GOVERNMENT PRESENTATION.**

Mr. Sweeny, Student Government teacher, introduced the members of the Helper Jr. High Student Government to the council. Mr. Sweeny told the council that the students were very active in community activities. Vice-President of the Student Government presented a plaque to the council in appreciation of the council. Principal Tom Montoya expressed appreciation of the council and praised the Student Government.

### **SUMMER MCBRIDE ON OUTLAW CAR SHOW.**

Mike James asked the council for their support for next years Outlaw Car Show on June 18, 2010. Mr. James would like the council to allow the Car Show use of the Main Park and the Main Street Park on June 17, 2010 for the Car Cruise. Mr. James asked the council for overnight parking and allow dogs in the park and free swimming for the day.

Council Member Bradley moved to support the Outlaw Car Show 2010. Council Member Wise seconded the motion. Motion Carried. Pugliese, Bradley, Armstrong and Wise voting yes.

### **JARED ANDERSON, DISCUSSION AND/OR APPROVAL ON EMERY TELCOM FRANCHISE AGREEMENT AND POSSIBLE TOWER SITE.**

The council was asked if the franchise agreement could be signed and if it would be possible to lease some ground on Reservoir Hill for a 60 foot cell tower. Mayor Dalpiaz explained that the agreement is being considered and Helper City is currently leasing ground for cell towers.

### **DISCUSSION AND/OR APPROVAL ON FULL TIME CLERK.**

Mayor Dalpiaz explained the increase in cases for the court and the new court program that is required by the State of Utah. The court clerk must be available to take in the payments with this new program the recorders office will not be able to help. The court clerk currently is only in the office until 3:30 pm and the recorders office helps in taking payments for the court. The courts revenue compared to its budget is about \$20,000 over the expenses.

Council Member Pugliese moved to approve Joy Bennett to full time clerk. Council Member Wise seconded the motion. Motion Carried. Pugliese, Bradley, Armstrong and Wise voting yes.

### **DISCUSSION AND/OR APPROVAL ON DESIGN CHANGE ON POOL PROJECT.**

Council Member Armstrong explained that a change order was needed for the barrier wall on the pool grading and drainage project. This would increase the project cost \$4,500.

Council Member Bradley moved to approve the change order in the amount of \$4,500 Council Member Wise seconded the motion. Motion Carried. Pugliese, Bradley, Armstrong and Wise voting yes.

**DISCUSSION AND/OR APPROVAL ON HIRING A SEASONAL EMPLOYEE THROUGH STATE REHABILITATION.**

Council Member Armstrong asked that the council consider hiring a seasonal employee through the state rehabilitation program. Council Member Armstrong explained that 50% of this employee's wages and benefits would be paid by the State, the job would only last 3 month and there would be random drug testing. Council Member Pugliese asked if there was a position opened and if we had to advertise. Mayor Dalpiaz had some reservations about hiring a person with a criminal history. Council Member Armstrong told the council that he had worked off hours for the court in the Public Works department. There was no motion and Council Member Armstrong withdrew the question.

**APPROVAL ON ORDINANCE 2009-7 ESTABLISHING EXTRA PAY FOR WILD LAND FIRES AND HAZMAT CALLS FOR FIREMAN.**

Council Member Bradley moved to approve Ordinance 2009-7 establishing extra pay for wild land fires and hazmat calls for fireman. Council Member Pugliese seconded the motion. The Council roll call vote is as follows: Council Members Pugliese, Bradley, Armstrong and Wise in favor with no one in opposition Ordinance 2009-7 passed by a unanimous roll call vote.

**UNFINISHED BUSINESS:****BOYACK RIGHT-A-WAY.**

The legal issue will be discussed in Executive Session.

**FRANCHISE RIGHTS FOR EMERY TELCOM.**

Nothing to report.

**INTERCONNECTION WITH PRICE RIVER WATER IMPROVEMENT DISTRICT.**

Nothing to report.

**DON JACKSON WATER ISSUE.**

Attorney Snow is working on an agreement with the Jackson's.

**UTAH POWER PAYMENT AGREEMENT.**

The council would like Attorney Strate to discuss the legal issues in Executive Session.

**KEY BANK LEASE.**

Council Member Armstrong moved to offer Key Bank a lease option of \$350 per month Council Member Pugliese seconded the motion. Motion Carried. Pugliese, Bradley, Armstrong and Wise voting yes.

**MOTION FOR EXECUTIVE SESSION.**

Council Member Armstrong moved to an executive session to discuss legal matters on Boyack Property and Utah Power & Light. Council Member Pugliese seconded the motion. Motion Carried. Pugliese, Bradley, Armstrong and Wise voting yes.

There being no further business Council Member Armstrong moved to adjourn. Council Member Wise seconded the motion. Motion Carried Pugliese, Bradley, Armstrong and Wise voting yes. Meeting adjourned.

I here by certify that the fore going represents a true, accurate and complete record of the Helper City Council meeting held on Thursday, December 3, 2009.

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Mike R. Dalpiaz  
Mayor

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Jona Skerl  
City Recorder

Approved on December 17, 2009